

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of MADISON KRISTEEN
HANCOCK and CHARLES WISE, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

NICOLE WIEGAND,

Respondent-Appellant,

and

HERB HANCOCK and CHARLES WISE,

Respondents.

UNPUBLISHED

March 17, 2005

No. 257054

Calhoun Circuit Court

Family Division

LC No. 02-001955-NA

Before: Murray, P.J., and Markey and O'Connell, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the trial court order terminating her parental rights to the minor children under MCL 712A.19b(3)(c)(i), (g), and (j).¹ We affirm.

Respondent-appellant concedes that statutory grounds existed to terminate her parental rights. Her only argument on appeal is that the trial court's findings regarding the children's best interests were not sufficient under MCL 712A.19b(5) and MCR 5.974(E)(2), now MCR 3.977(F)(1). Contrary to respondent-appellant's argument, the trial court affirmatively found that termination of parental rights was in the children's best interests, going beyond the required finding under the statute and court rule. *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407

¹ It is unclear whether the trial court also relied upon § § 19b(3)(a)(ii) and (m) in terminating respondent's parental rights.

(2000). Moreover, the trial court did not clearly err in making its finding considering the length of respondent-appellant's incarceration, her substance abuse issues, and the young ages of the children involved in this case. *Id.*

We affirm.

/s/ Christopher M. Murray

/s/ Jane E. Markey

/s/ Peter D. O'Connell